

RECEIVED

DEC 1 1 2010

December 10th, 2008

Washington State
Department of Ecology

Ms. Lori Ochoa Federal Permit Coordinator Shorelines and Environment Assistance Program PO Box 47775 Olympia, WA 98504-7775

Re: Resubmitted JARPA-US Army Corps of Engineers Reference #NWS-2007-1569-SO

Dear Lori:

Please find enclosed the resubmitted Joint Aquatic Resources Permit Application (JARPA) for the above-referenced project. The JARPA for the above-referenced project was previously submitted to the Shorelines and Environmental Assistance Program in January of 2008.

Attachments included:

Attachment A - SEPA Determinations of Nonsignificance

Attachment B – Shoreline Substantial Development Permit – SMA 08-01 City of Port Angeles Recommendation Narrative

Attachment C - City of Port Angeles Clearing and Grading Permit-133876

Attachment D – Drainage and Erosion Control Report

Attachment E - Transfer of Coverage under Construction Stormwater General Permit

Please fell free to call me with any questions or comments.

Sincerely,

PORT OF PORT ANGELES

Jesse Waknitz

Operations and Public Works Specialist

338 West First Street P.O. Box 1350 Port Angeles, WA 98362 (360) 457-8527 Fax: (360) 452-3959 info@portofpa.com COMMISSIONERS
John M. Calhoun
Jim McEntire
George H. Schoenfeldt

EXECUTIVE DIRECTOR Robert E. McChesney

REGENTE

AGENCY USE ONLY

Date Received:

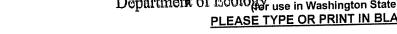
Agency Reference #:

Circulated by:

DEC 1 4 2008

(local govt. or agency)

SOURCES PERMIT APPLICATION FORM (JARPA) 1 COUNTY use in Washington State) PLEASE TYPE OR PRINT IN BLACK INK





Fee: \$750

completed JARPA application Planning Department and NOTE: LOCAL GOVERNME	on form and the (Fish Habitat E Washington Department of Fish NTS – You must submit any o	& Wildlife Area Habitat Biolo comments on these projects	s to WDFW within 15 working day
Local Government for shorein	ish and Wildlife for HPA (Submit 3 co cology for 401 Water Quality Certific latural Resources for Aquatic Resour ection 404 Section 10 permit dge Act Permit lation projects only: This project will ementing Agreement	Critical Areas Ordinance Opies to WDFW Region) ation (to Regional Office-Federal F rces Use Authorization Notification be designed to meet conditions of	ermit Unit) the most current Ecology/Department of
	overed by this application. Be sure	to ALSO complete Section C (Sigr	nature Block) for all permit applications.
Port of Port Angeles, Attn:	Dave Hagiwara, Project Manag	er	
MAILING ADDRESS	A		
338 West First Street, Port	E-MAIL ADDRESS	HOME PHONE	FAX#
(360) 457-8527	davidh@portofpa.com	N/A	(360) 452 - 3959
If an agent is acting for the applications	ant during the permit process, comp	lete #2. Be sure agent signs Secti	on C (Signature Block) for all permit
2 AUTHORIZED AGENT			
Perteet Inc., Attn: Brad Coll	ins		
MAILING ADDRESS			
2707 Colby Ave Suite 900	E-MAIL ADDRESS	HOME PHONE	FAX#
WORK PHONE (425) 252 - 7700	bcollins@perteet.com	N/A	(425) 339-6018
3. RELATIONSHIP OF APPLICANT TO PROPE	RTY: 🛛 OWNER 🔲 PURCHASER 🔲 LESSE	E OTHER:	
4. NAME, ADDRESS, AND PHONE NUMBER ON N/A	F PROPERTY OWNER(S). IF OTHER THAN APPL	ICANT:	
1300 Block of Marine Drive			
	CITY OR COUNTY) City of Port Ange	TRIBUTARY OF	WRIA#
WATERBODY YOU ARE WORKING IN PORT		Straight of Juan de Fuca	18
IS THIS WATERBODY ON THE 303(d) LIST? Y	ES I NO 🛛		
IF YES, WHAT PARAMETER(S)?http://www.ecv.wa.gov/programs/wq/lii	iks/impaired_wtrs.html WEBSITE FOR 303d		
LIST		SHORELINE DESIGNATION	
IN SECTION SECTION	NGE GOVERNMENT LOT 06	Urban Harbor	
APPOZIANI AL CALCITUDE: APPOZIANI N. 123	∞77'31" N	ZONING DESIGNATION	

() () () () () () () () () ()	[t,	Heavy Industrial	
	Name of the last o	Treavy muusinan	
TAX PARCEL NO: Non-taxed	L	DNR STREAM TYPE, IF KNOWN N/A	

6. DESCRIBE THE CURRENT USE OF THE PROPERTY, AND STRUCTURES EXISTING ON THE PROPERTY HAVE YOU COMPLETED ANY PORTION OF THE PROPOSED ACTIVITY ON THIS PROPERTY? ☐ YES ☑ NO FOR ANY PORTION OF THE PROPOSED ACTIVITY ALREADY COMPLETED ON THIS PROPERTY, INDICATE MONTH AND YEAR OF COMPLETION.

Currently Terminal 5 and Terminal 7 are being used as log storage, chip storage, equipment storage. The activities taking place on the property will remain the same.

IS THE PROPERTY AGRICULTURAL LAND?

YES
NO

ARE YOU A USDA PROGRAM PARTICIPANT?

☐ YES ⊠ NO

'a. DESCRIBE THE PROPOSED WORK THAT NEEDS AQUATIC PERMITS: COMPLETE PLANS AND SPECIFICATIONS SHOULD BE PROVIDED FOR ALL WORK WATERWARD OF THE ORDINARY HIGH WATER MARK OR LINE, INCLUDING TYPES OF EQUIPMENT TO BE USED. IF APPLYING FOR A SHORELINE PERMIT, DESCRIBE ALL WORK WITHIN AND BEYOND 200 FEET OF THE ORDINARY HIGH WATER MARK. IF YOU HAVE PROVIDED ATTACHED MATERIALS TO DESCRIBE YOUR PROJECT, YOU STILL MUST SUMMARIZE THE PROPOSED WORK HERE. ATTACH A SEPARATE SHEET IF ADDITIONAL SPACE IS NEEDED.

The Port of Port Angeles proposes a project to implement the reuse of the waterfront portion of the Washington State Department of Transportation (WSDOT) graving yard site for harbor access by the Port of Port Angeles to create a level all-weather access between the Port's adjacent properties to the west and east (Terminal 5 & 7) and to the bulkhead. To complete the project the port will:

Reconfigure the existing graving yard coffer dam as a bulkhead;

Rebuild and improve the existing graving yard construction access roadway, and backfill and level upland areas.

No in-water work will be included in this project.

PREPARATION OF DRAWINGS: SEE SAMPLE DRAWINGS AND GUIDANCE FOR COMPLETING THE DRAWINGS. ONE SET OF ORIGINAL OR GOOD QUALITY REPRODUCIBLE DRAWINGS MUST BE ATTACHED. NOTE: APPLICANTS ARE ENCOURAGED TO SUBMIT PHOTOGRAPHS OF THE PROJECT SITE, BUT THESE DO NOT SUBSTITUTE FOR DRAWINGS. THE CORPS OF ENGINEERS AND COAST GUARD REQUIRE DRAWINGS ON 8-1/2 X 11 INCH SHEETS. LARGER DRAWINGS MAY BE REQUIRED BY OTHER AGENCIES.

7b. DESCRIBE THE PURPOSE OF THE PROPOSED WORK AND WHY YOU WANT OR NEED TO PERFORM IT AT THE SITE. PLEASE EXPLAIN ANY SPECIFIC NEEDS THAT HAVE INFLUENCED THE DESIGN.

The purpose of the project is to connect Terminal 7 to Terminal 5 and to expand level space for the use of log handling equipment.

The project needs to be at this location because it is the only practical access point between Terminal 7 and Terminal 5, and because existing temporary access between the terminals is already at this location.

Several specific needs have influenced the design. Specifically the Port of Port Angeles wants the project to create all-weather access for log handling equipment, that is sensitivity to Lower Elwha cultural sites and the project follows the terms of the August 14th 2006 "Graving Yard Settlement", which is an agreement between the State of Washington, the Lower Elwha Tribe, the Port of Port Angeles, and the City of Port Angeles. No in-water work will be included in this project.

7c. DESCRIBE THE POTENTIAL IMPACTS TO CHARACTERISTIC USES OF THE WATER BODY. THESE USES MAY INCLUDE FISH AND AQUATIC LIFE, WATER QUALITY. WATER SUPPLY, RECREATION, and AESTHETICS. IDENTIFY PROPOSED ACTIONS TO AVOID. MINIMIZE, AND MITIGATE DETRIMENTAL IMPACTS, AND PROVIDE PROPER PROTECTION OF FISH AND AQUATIC LIFE. IDENTIFY WHICH GUIDANCE DOCUMENTS YOU HAVE USED. ATTACH A SEPARATE SHEET IF ADDITIONAL SPACE IS NEEDED.

No permanent project impacts or changes are anticipated to the characteristic use of the water body, the project is occurring in an active port, the project will not change any uses of the site. Direct impacts are not anticipated to fish and aquatic life, water quality, water supply, recreation, and aesthetics. No in-water work will be included in this project. Stormwater design will meet current, 2005 DOE manual.

Temporary project impacts related to construction may occur. BMPs will be followed to limit and prevent sedimentation and

spills during construction. BMPs will lude:	Carried State of Stat		
			1
7d. FOR IN WATER CONSTRUCTION WORK, WILL YOUR PROJECT BE IN COMPLIANCE WITH THE STATE OF WASHINGT	ON WATER QUALITY STANDARDS FOR TURBIDITY		
WAC 173.201A-110? ☑ YES ☐ NO (SEE <u>USEFUL DEFINITIONS AND INSTRUCTIONS</u>)			1
B. WILL THE PROJECT BE CONSTRUCTED IN STAGES?		☐ YES	⊠ NO
PROPOSED STARTING DATE: JULY 2009			
estimated duration of activity: 2-3 weeks			
N/A NIdii.	· · · · · · · · · · · · · · · · · · ·		
9. CHECK IF ANY TEMPORARY OR PERMANENT STRUCTURES WILL BE PLACED: N/A, No work is proposed	below the OHWM.		
☐ WATERWARD OF THE ORDINARY HIGH WATER MARK OR LINE FOR FRESH OR TIDAL WATERS; AND/OR			
□WATERWARD OF MEAN HIGHER HIGH WATER LINE IN TIDAL WATERS			
10. WILL FILL MATERIAL (ROCK, FILL, BULKHEAD, OR OTHER MATERIAL) BE PLACED: N/A, No work is propos	sed below the OHWM.		
☐ WATERWARD OF THE ORDINARY HIGH WATER MARK OR LINE FOR FRESH WATERS?		AREA (ACRES)
☐ WATERWARD OF THE MEAN HIGHER HIGH WATER FOR TIDAL WATERS?			ACRES)
		in the second se	Ľ
11 WILL MATERIAL BE PLACED IN WETLANDS?		☐ YES	⊠ NO
IF YES:			
A. IMPACTED AREA IN ACRES:			
B. HAS A DELINEATION BEEN COMPLETED? IF YES, PLEASE SUBMIT WITH APPLICATION.		☐ YES	□ NO
C. HAS A WETLAND REPORT BEEN PREPARED? IF YES, PLEASE SUBMIT WITH APPLICATION.		☐ YES	□ NO
D. TYPE AND COMPOSITION OF FILL MATERIAL (E.G., SAND, ETC.):			
E. MATERIAL SOURCE:			
F LIST ALL SOIL SERIES (TYPE OF SOIL) LOCATED AT THE PROJECT SITE, & INDICATE IF THEY ARE ON THE COUNTY FROM THE NATURAL RESOURCES CONSERVATION SERVICE (NRCS):	'S LIST OF HYDRIC SOILS. SOILS INFORMATION CAN	N BE OBTA	INED
G. WILL PROPOSED ACTIVITY CAUSE FLOODING OR DRAINING OF WETLANDS?		☐ YES	□ NO
IF YES, IMPACTED AREA IS ACRES OFDRAINED WETLANDS.			
NOTE: If your project will impact greater than ½ of an acre of wetland, submit a mitigation plan to the Corps and Ecology for approv	al along with the JARPA form		
NOTE: a 401 water quality certification will be required from Ecology in addition to an approved mitigation plan if your project impact.	s wetlands that are: a) greater than ¼ acre in size, or		
b) tidal wetlands or wetlands adjacent to tidal water. Please submit the JARPA form and mitigation plan to Ecology for an individual	401 certification if a) or b) applies.		
12. STORMWATER COMPLIANCE FOR NATIONWIDE PERMITS ONLY:			
THIS PROJECT IS (OR WILL BE) DESIGNED TO MEET ECOLOGY'S MOST CURRENT STORMWATER MANUAL. OR AN ECOL	OGY APPROVED LOCAL STORMWATER MANUAL		□ NO
IF YES - WHICH MANUAL WILL YOUR PROJECT BE DESIGNED TO MEET_2005 Stormwater Management			
IF YES – WHICH MANUAL WILL YOUR PROJECT BE DESIGNED TO MEET_2005 Stormwater Management If NO – FOR CLEAN WATER ACT SECTION 401 AND 404 PERMITS ONLY – PLEASE SUBMITTO ECOLOGY FOR APPROVAL, A	t Manual for Western Washington	ITATION TH	HAT
IF YES – WHICH MANUAL WILL YOUR PROJECT BE DESIGNED TO MEET_2005 Stormwater Management If NO – FOR CLEAN WATER ACT SECTION 401 AND 404 PERMITS ONLY – PLEASE SUBMITTO ECOLOGY FOR APPROVAL, A	t Manual for Western Washington	ITATION TH	HAT
IF YES – WHICH MANUAL WILL YOUR PROJECT BE DESIGNED TO MEET_2005 Stormwater Management If NO – FOR CLEAN WATER ACT SECTION 401 AND 404 PERMITS ONLY – PLEASE SUBMITTO ECOLOGY FOR APPROVAL, A DEMONSTRATES THE STORMWATER RUNOFF FROM YOUR PROJECT OR ACTIVITY WILL COMPLY WITH THE WATER QUA 13. WILL EXCAVATION OR DREDGING BE REQUIRED IN WATER OR WETLANDS?	t Manual for Western Washington	TATION TH	HAT ⊠NO
IF YES - WHICH MANUAL WILL YOUR PROJECT BE DESIGNED TO MEET_2005 Stormwater Management If NO - FOR CLEAN WATER ACT SECTION 401 AND 404 PERMITS ONLY - PLEASE SUBMITTO ECOLOGY FOR APPROVAL, A DEMONSTRATES THE STORMWATER RUNOFF FROM YOUR PROJECT OR ACTIVITY WILL COMPLY WITH THE WATER QUA 13. WILL EXCAVATION OR DREDGING BE REQUIRED IN WATER OR WETLANDS? IF YES:	t Manual for Western Washington		
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IF YES - WHICH MANUAL WILL YOUR PROJECT BE DESIGNED TO MEET_2005 Stormwater Management If NO - FOR CLEAN WATER ACT SECTION 401 AND 404 PERMITS ONLY - PLEASE SUBMITTO ECOLOGY FOR APPROVAL, A DEMONSTRATES THE STORMWATER RUNOFF FROM YOUR PROJECT OR ACTIVITY WILL COMPLY WITH THE WATER QUA 13. WILL EXCAVATION OR DREDGING BE REQUIRED IN WATER OR WETLANDS? IF YES: A. VOLUME: (CUBIC YARDS) /AREA (ACRES) B. COMPOSITION OF MATERIAL TO BE REMOVED. C. DISPOSAL SITE FOR EXCAVATED MATERIAL	t Manual for Western Washington		
IF YES - WHICH MANUAL WILL YOUR PROJECT BE DESIGNED TO MEET_2005 Stormwater Management If NO - FOR CLEAN WATER ACT SECTION 401 AND 404 PERMITS ONLY - PLEASE SUBMITTO ECOLOGY FOR APPROVAL, A DEMONSTRATES THE STORMWATER RUNOFF FROM YOUR PROJECT OR ACTIVITY WILL COMPLY WITH THE WATER QUA 13. WILL EXCAVATION OR DREDGING BE REQUIRED IN WATER OR WETLANDS? IF YES: A. VOLUME. (CUBIC YARDS) /AREA (ACRES) B. COMPOSITION OF MATERIAL TO BE REMOVED.	t Manual for Western Washington		

14. HAS THE STATE ENVIRONMENTAL POLICY ACT JEEN COMPLETED? ☑ YES □ NO DECISION DATE (END OF COMMENT PERIOD): 7/01 SEPA LEAD AGENCY: Port of Port Angeles SEPA DECISION: DNS, MDNS, EIS, ADOPTION, EXEMPTION SUBMIT A COPY OF YOUR SEPA DECISION LETTER TO WDFW AS REQUIRED FOR A COMPLETE APPLICATION 15. LIST OTHER APPLICATIONS, APPROVALS, OR CERTIFICATIONS FROM OTHER FEDERAL, STATE OR LOCAL AGENCIES FOR ANY STRUCTURES, CONSTRUCTION, DISCHARGES, OR OTHER ACTIVITIES DESCRIBED IN THE APPLICATION (I.E., PRELIMINARY PLAT APPROVAL, HEALTH DISTRICT APPROVAL, BUILDING PERMIT, SEPA REVIEW, FEDERAL ENERGY REGULATORY COMMISSION LICENSE (FERC), FOREST PRACTICES APPLICATION, ETC.) ALSO INDICATE WHETHER WORK HAS BEEN COMPLETED AND INDICATE ALL EXISTING WORK ON DRAWINGS. NOTE: FOR USE WITH CORPS NATIONWIDE PERMITS, IDENTIFY WHETHER YOUR PROJECT HAS OR WILL NEED AN NPDES PERMIT FOR DISCHARGING WASTEWATER AND/OR STORMWATER IDENTIFICATION DATE OF APPLICATION DATE APPROVED COMPLETED? TYPE OF APPROVAL ISSUING AGENCY City of Port Angeles Shoreline Substantial Permit JUNE-18 2008 City of Port Angeles Clearing and Grading Permit 33876 PORT OF PORT ANGELES SEPA DIUS 16. HAS ANY AGENCY DENIED APPROVAL FOR THE ACTIVITY YOU'RE APPLYING FOR OR FOR ANY ACTIVITY DIRECTLY RELATED TO THE ACTIVITY DESCRIBED HEREIN? 🗆 YES 🛛 NO IF YES, EXPLAIN:

SECTION B - Use for Shoreline and	Corps of Engineers permits only:	
17a. TOTAL COST OF PROJECT THIS MEANS	THE FAIR MARKET VALUE OF THE PROJECT. INCLUDING MATERIALS, LABOR, MACHINE RENTALS, ETC.	
	DJECT RECEIVES FUNDING FROM A FEDERAL AGENCY, THAT AGENCY IS RESPONSIBLE FOR ESA CONSL DERAL AGENCY IS PROVIDING THOSE FUNDS. SEE INSTRUCTIONS FOR INFORMATION ON ESA**	JLTATION PLEASE INDICATE IF YOU
FEDERAL FUNDINIG YES NO IF YES,	PLEASE LIST THE FEDERAL AGENCY	
18. LOCAL GOVERNMENT WITH JURISDICTION:		
	MITS, PROVIDE NAMES, ADDRESSES. AND TELEPHONE NUMBERS OF ADJOINING PROPERTY OWNERS, L COMPLIANCE MAY REQUIRE ADDITIONAL NOTICE — CONSULT YOUR LOCAL GOVERNMENT.	ESSEES, ETC
NAME	ADDRESS	PHONE NUMBER
Shoreline Substantial Permit		

SECTION C - This section MUST be completed for any permit covered by this application		
20. APPLICATION IS HEREBY MADE FOR A PERMIT OR PERMITS TO AUTHORIZE THE ACTIVITIES DESCRIBED HEREIN. I CERTIFY THAT I AM INFORMATION CONTAINED IN THIS APPLICATION, AND THAT TO THE BEST OF MY KNOWLEDGE AND BELIEF, SUCH INFORMATION IS TRUE FURTHER CERTIFY THAT I POSSESS THE AUTHORITY TO UNDERTAKE THE PROPOSED ACTIVITIES. I HEREBY GRANT TO THE AGENCIES T THIS APPLICATION IS MADE, THE RIGHT TO ENTER THE ABOVE-DESCRIBED LOCATION TO INSPECT THE PROPOSED, IN-PROGRESS OR CO AGREE TO START WORK ONLY AFTER ALL NECESSARY PERMITS HAVE BEEN RECEIVED.	, COMPLETE, AND ACCURATE. I TO WHICH	
SIGNATURE OF APPLICANT	6/13/0 g	
SIGNATURE OF AUTHORIZED AGENT	DATE	
I HEREBY DESIGNATE TO ACT AS PAGENT IN MATTERS RELATED TO THIS APPLICATION FOR PERMIT(S). I UNDERSTAND THAT IF A FEDERAL PERMIT IS ISSUED, I MUST SIGNATURE OF APPLICANT DATE	DATE	
SIGNATURE OF LANDOWNER (EXCEPT PUBLIC ENTITY LANDOWNERS, E.G. DNR)		
THIS APPLICATION MUST BE SIGNED BY THE APPLICANT AND THE AGENT, IF AN AUTHORIZED AGENT IS DESIGNATED		

18 U.S.C §1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, ficitious, or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictilious, or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than 5 years or both.

COMPLETED BY LOCAL OFFICIAL

- A. Nature of the existing shoreline. (Describe type of shoreline, such as marine, stream, lake, lagoon, marsh, bog, swamp, flood plain, floodway, delta; type of beach, such as accretion, erosion, high bank, low bank, or dike; material such as sand, gravel, mud, clay, rock, riprap; and extent and type of bulkheading, if any)
- B. In the event that any of the proposed buildings or structures will exceed a height of thirty-five feet above the average grade level, indicate the approximate location of and number of residential units, existing and potential, that will have an obstructed view:
- C. If the application involves a conditional use or variance, set forth in full that portion of the master program which provides that the proposed use may be a conditional use, or, in the case of a variance, from which the variance is being sought:

These Agencies are Equal Opportunity and Affirmative Action employers.

For special accommodation needs, please contact the appropriate agency in the instructions.

